

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

LINDQUIST & VENNUM, P.L.L.P.,

Plaintiff,

Court File No. 05-CV-597 PJS-JJG

v.

TAMIE P. SPECIALE and  
DISPUTE RESOLUTION  
MANAGEMENT, INC.,

**AFFIDAVIT OF  
MARK LANTERMAN**

Defendants.

Mark Lanterman, being duly sworn, states as follows:

1. My name is Mark Lanterman. I am the Chief Technology Officer for Computer Forensic Services, Inc. located in Minnetonka, Minnesota.

2. I have reviewed two transcripts of Michael Younger's testimony dated October 29<sup>th</sup>, 2007 and October 30<sup>th</sup>, 2007.

3. I have been asked to comment on two of the topics discussed by Mr. Younger.

4. The first topic concerns the appearance of items from the "CD Burning" folder inside of the Recycle Bin. Mr. Younger states that material in the "CD Burning" folder (what he refers to as a staging area) will end up in the recycle bin after a disk has been burned. In fact, files and folders only end up in the recycle bin if they have been deleted by the user. They do not appear in the recycle bin during the normal course of burning a disk. Please refer to the screenshots in Attachment A for an illustration of this process.

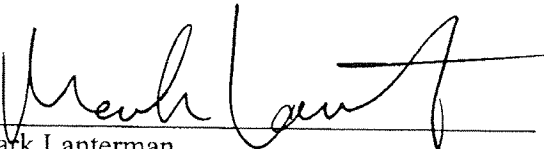
5. The second topic concerns the nature of the deletions of 237 MSG files. Mr. Younger stated there is no way of knowing when or how these messages were deleted. I have

recovered info2 records which clearly indicate that some of these messages were deleted from the desktop of the "TamieS" account on June 17<sup>th</sup>, 2006. This would preclude the deletions having been due to a CD burning event. Please refer to Attachment B for a list of the relevant info2 entries.

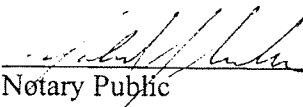
6. I do not know whether any of these emails or files resides elsewhere on Ms. Speciale's computer.

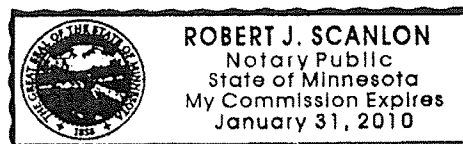
7. Krass Monroe has insinuated that I have violated the confidentiality clause of our contract and has accused me of inappropriate communications with parties to this lawsuit. This is simply not true. I had received a legal subpoena from Mr. Breyer to produce documents and had provided these documents to Krass Monroe (Mr. Jossart) during my initial appearance before this Court. Subsequent to that production, I received from Mr. Breyer via email a transcript of testimony given on October 11, 2007. Shortly after receiving that email, I received a phone call from Mr. Breyer explaining that the Court had additional questions for me and would I review the transcript and determine the answers for the Court. During this review, I recovered an amount of deleted data. I presented that data to the Court during my subsequent appearance. At no time have I had discussions with anyone from the Fruth Law Firm or Lindquist & Vennum in which we discussed privileged information or other sensitive details as alleged by Krass Monroe.

Further Affiant sayeth not.

  
Mark Lanterman

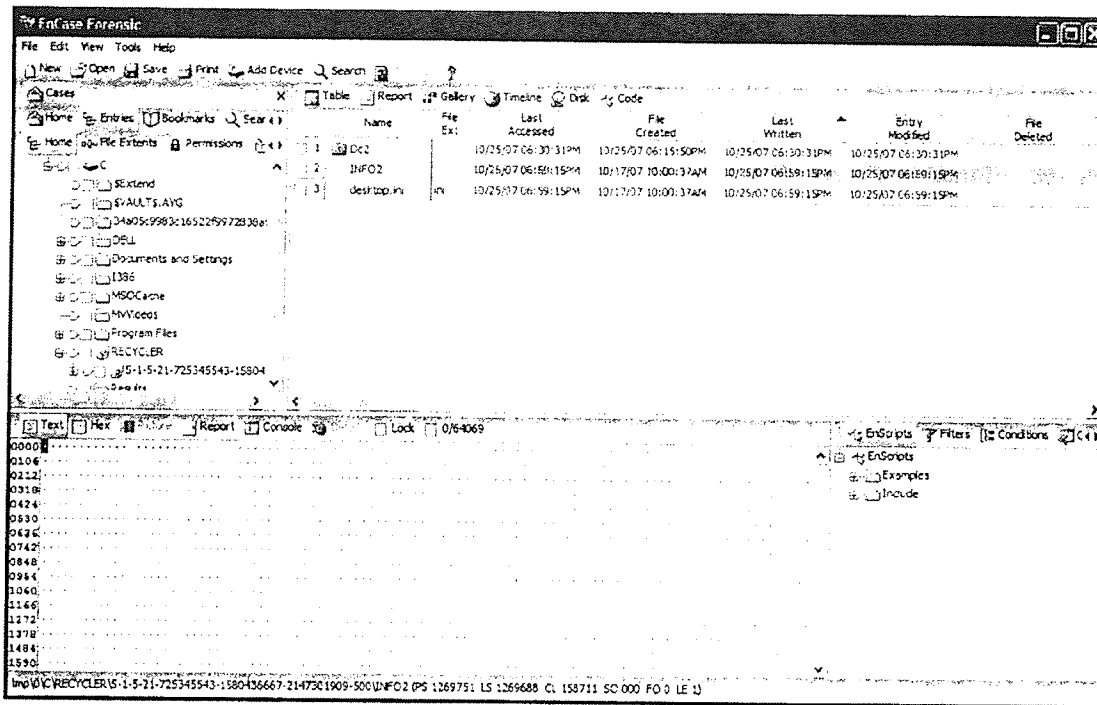
Subscribed and sworn to before me this  
2<sup>nd</sup> day of November, 2007.

  
Notary Public

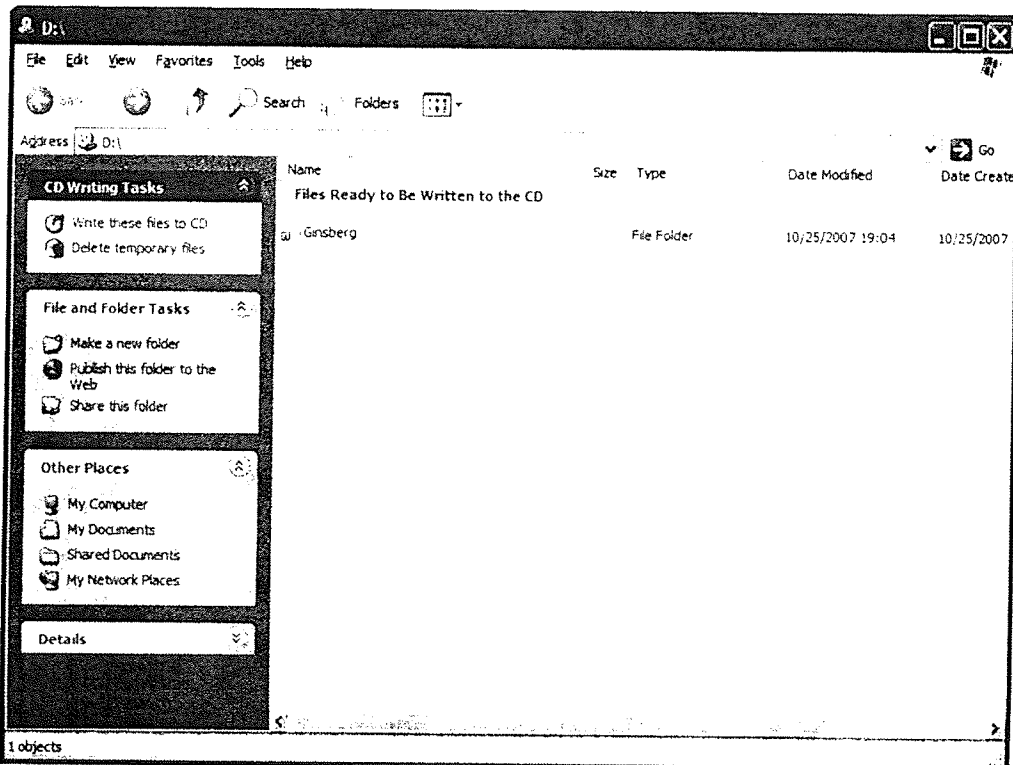


## Attachment A

Info2 prior to CD Burning:

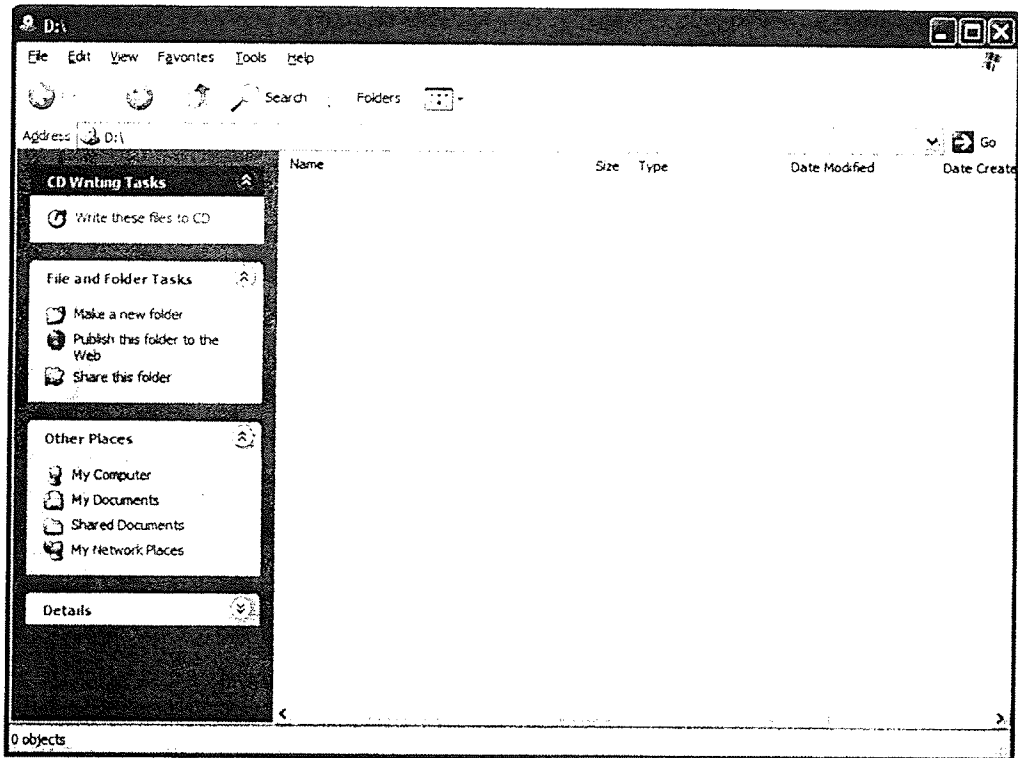


CD Burn window prior to burning:

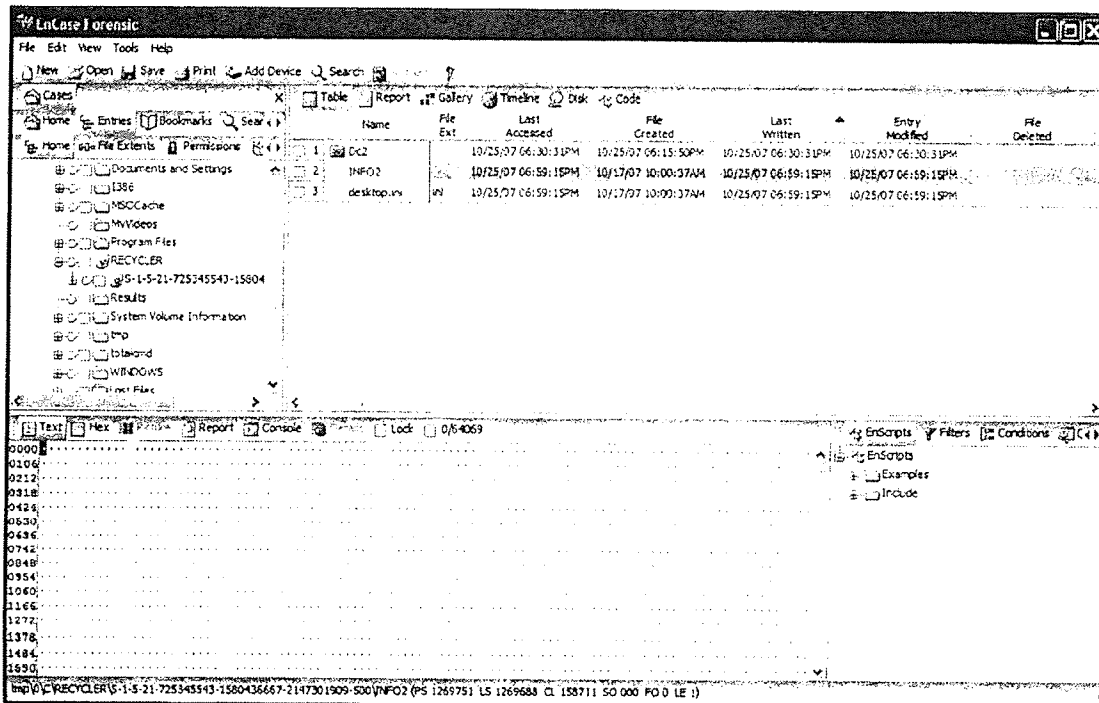


## Attachment A

CD Burn window after burning:

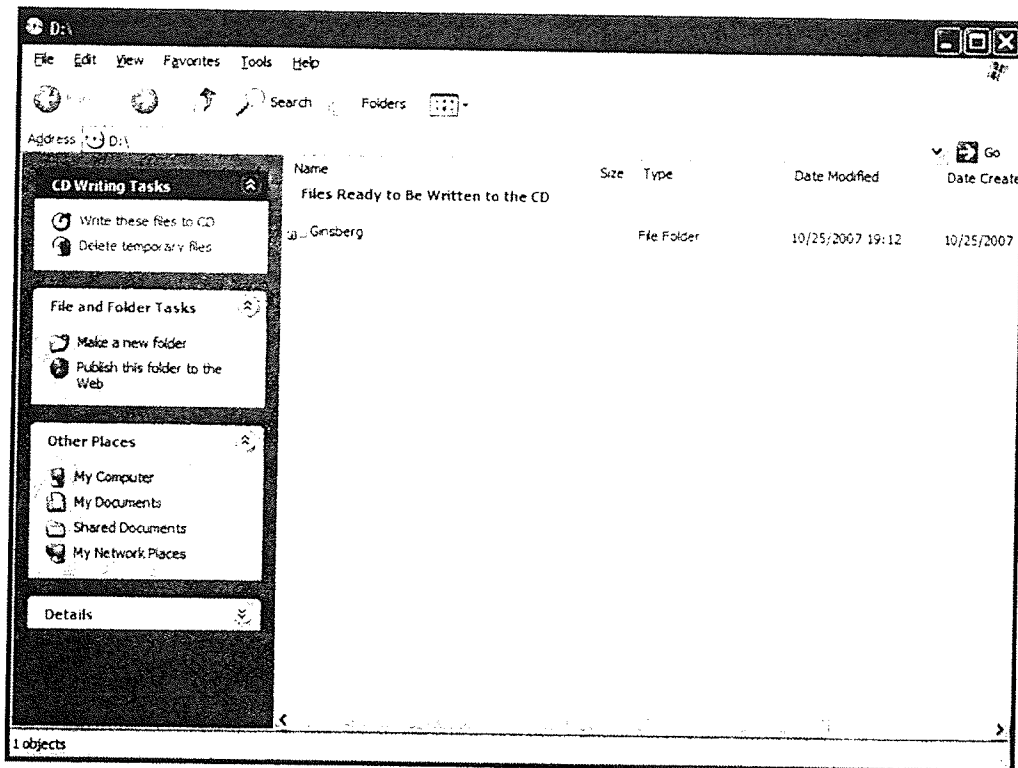


Info2 after CD Burning:



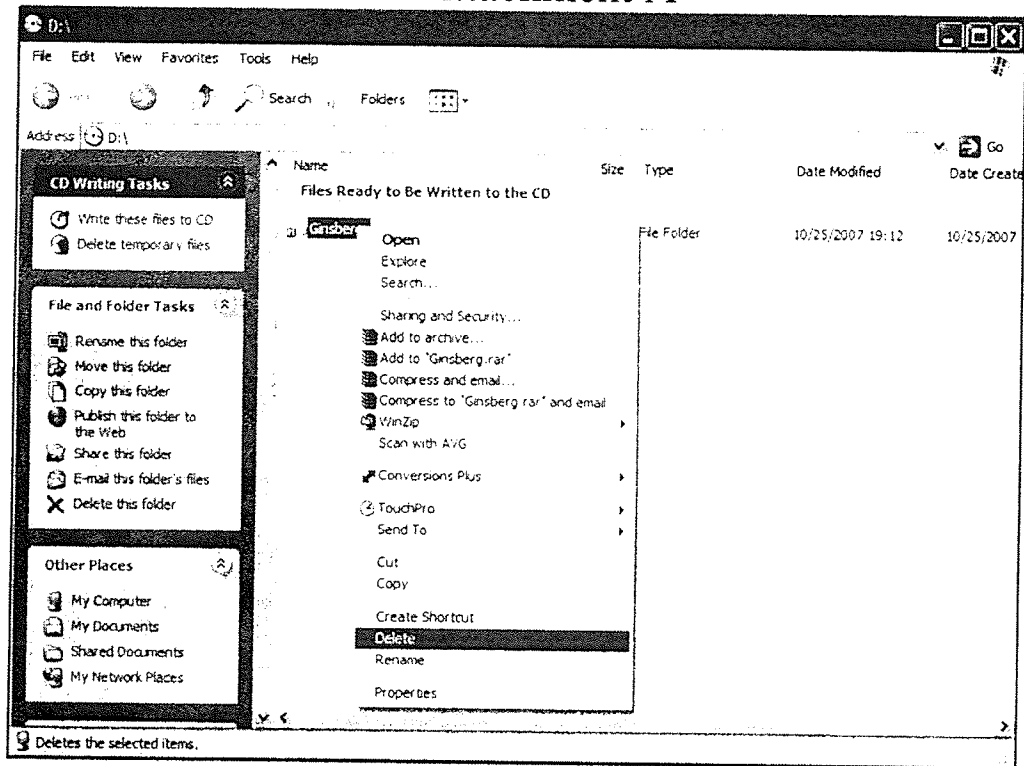
## Attachment A

CD Burn window prior to burning:

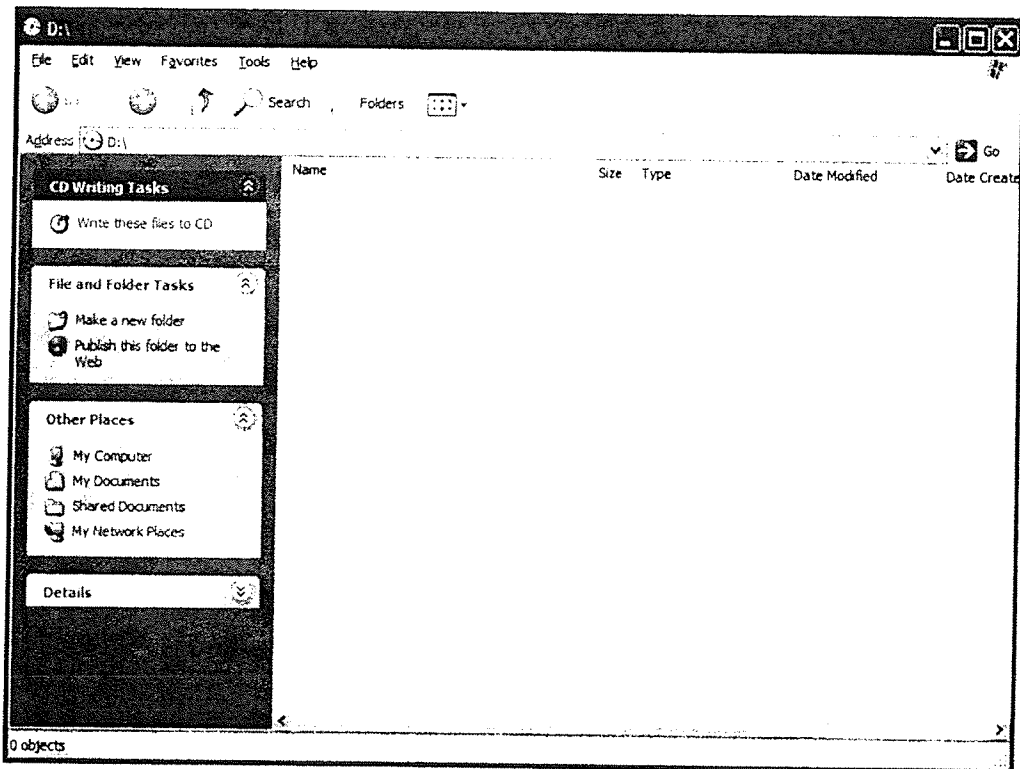


Folder deleted manually from CD Burn folder:

## Attachment A

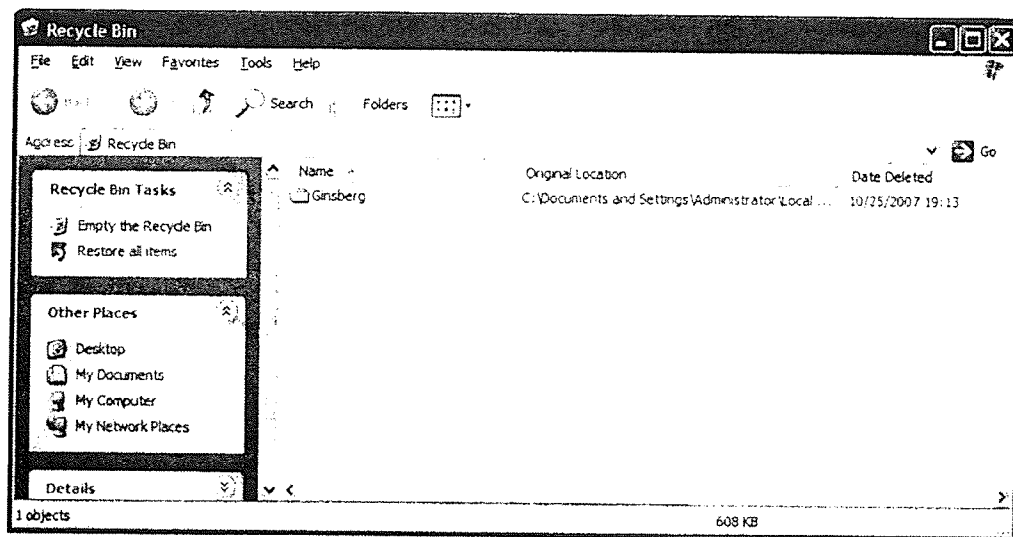


CD Burn folder after folder deletion:

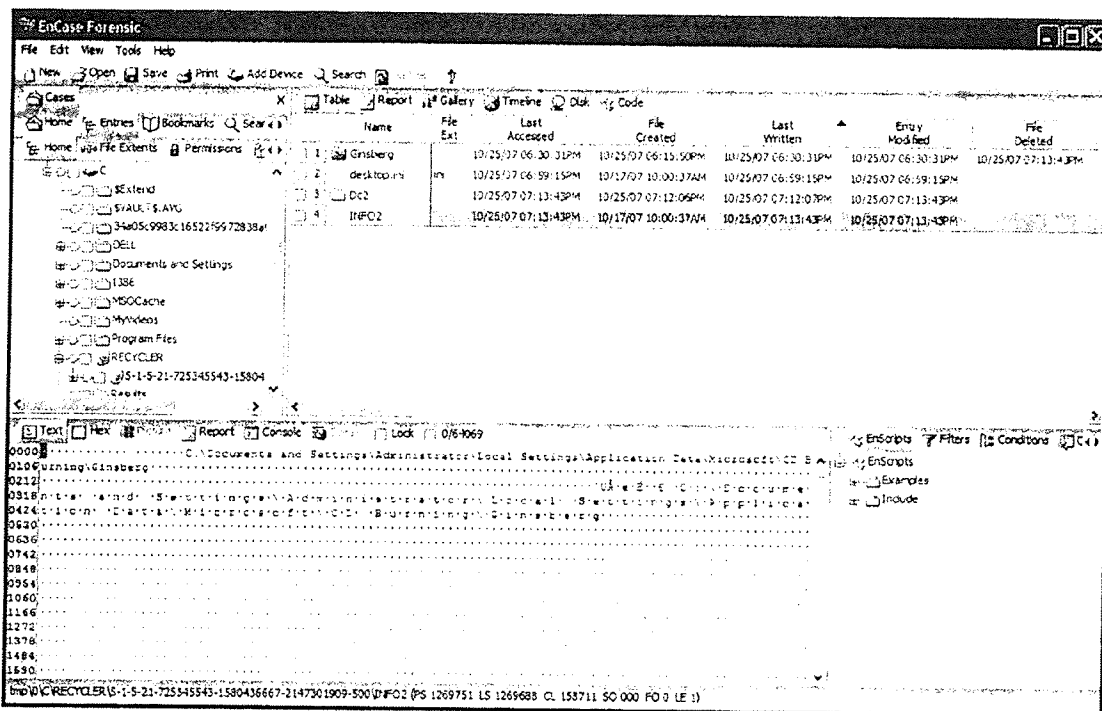


## Attachment A

Recycle Bin after deletion from CD Burn Folder:



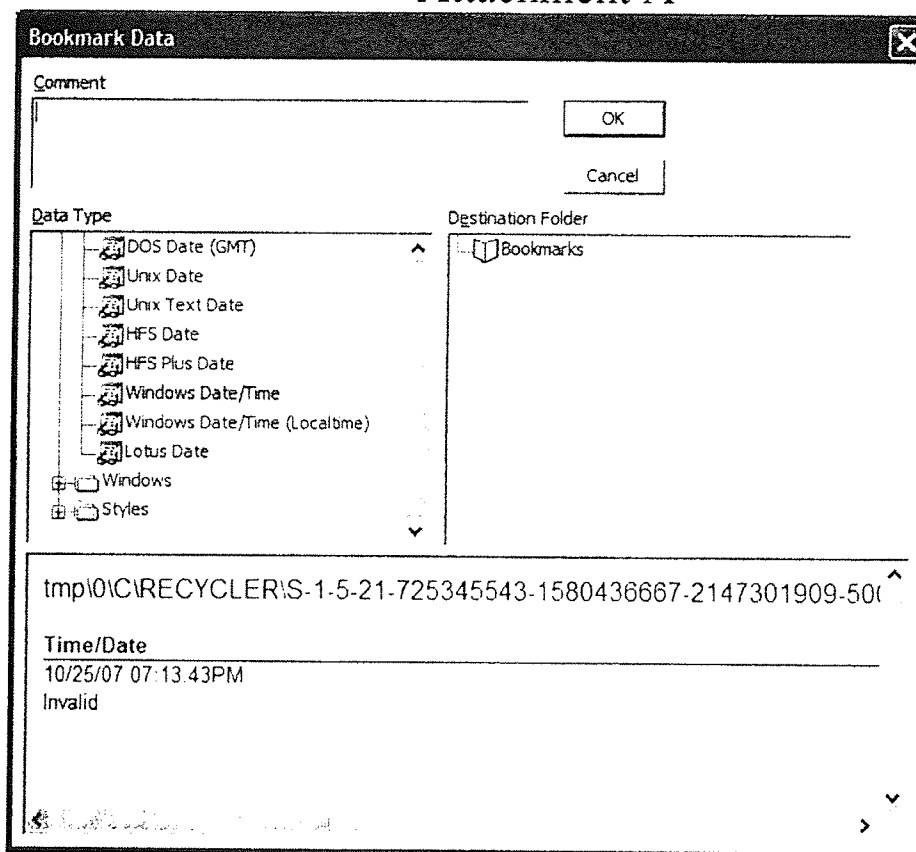
Info2 after deletion from CD Burn Folder:



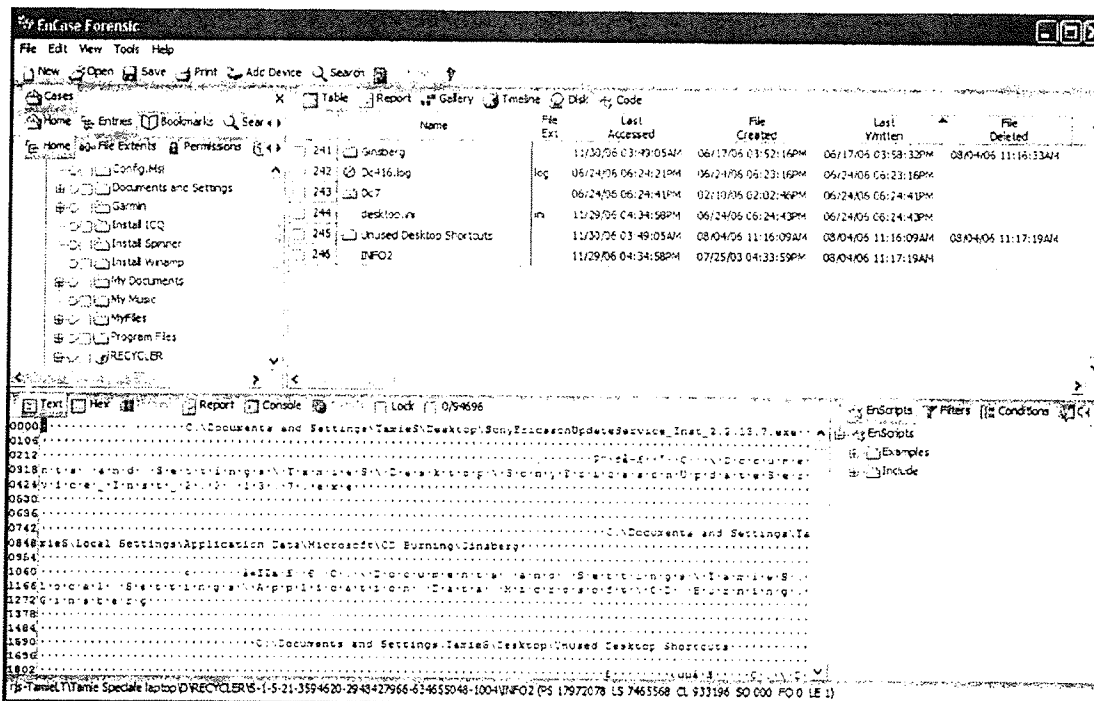
Date translation from info2 record:



## Attachment A



Info2 from Tamie Speciale laptop:





## Attachment A

Date translation from info2 record:

**Bookmark Data**

Comment

OK

Cancel

**Data Type**

- DOS Date (GMT)
- Unix Date
- Unix Text Date
- HFS Date
- HFS Plus Date
- Windows Date/Time
- Windows Date/Time (Localtime)
- Lotus Date
- Windows
- Styles

**Destination Folder**

Bookmarks

rjs-TamieLT\Tamie Speciale laptop\D:\RECYCLER\1-5-21-3594620-2948427966-634655048-1004\NFO2

**Time/Date**

08/04/06 11 16 33AM

Invalid

## ATTACHMENT B

### Recovered Info2 entries

Index : 128  
Deleted : 06/17/06 03:53:06PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE Venue.msg

Index : 129  
Deleted : 06/17/06 03:53:06PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE Venue (17).msg

Index : 130  
Deleted : 06/17/06 03:53:06PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE Venue (18).msg

Index : 131  
Deleted : 06/17/06 03:53:06PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE propsed  
correspondence.msg

Index : 132  
Deleted : 06/17/06 03:53:06PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\propsed  
correspondence.msg

Index : 133  
Deleted : 06/17/06 03:53:06PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Kaminsky (19).msg

Index : 134  
Deleted : 06/17/06 03:53:06PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Sasseville.msg

Index : 135  
Deleted : 06/17/06 03:53:06PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\e-mail response to  
DS.msg

Index : 136  
Deleted : 06/17/06 03:53:06PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE Escrowed Funds.n

Index : 137  
Deleted : 06/17/06 03:53:06PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE Escrowed Funds  
(20).msg

Index : 36  
Deleted : 06/17/06 03:50:39PM  
FileSize : 24576 bytes (24 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Fw Activity in Case  
03-cv-03501

-SHS Dispute Resolution et al v Greenberg Traurig et al  
Memorandum & Op  
inion .msg

Index : 37  
Deleted : 06/17/06 03:50:39PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Fw message.msg

Index : 38  
Deleted : 06/17/06 03:50:39PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRM L&V.msg

Index : 39  
Deleted : 06/17/06 03:50:39PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Re Revised L&V  
Agreement.msg

Index : 40  
Deleted : 06/17/06 03:50:39PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Update.msg

Index : 302  
Deleted : 06/17/06 03:55:02PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\FW Dispute Resoluti

## Management

Inc v Greenberg Traurig .msg

Index : 303  
Deleted : 06/17/06 03:55:02PM  
FileSize : 57344 bytes (56 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE developments .msg

Index : 304  
Deleted : 06/17/06 03:55:02PM  
FileSize : 65536 bytes (64 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE developments  
(87).msg

Index : 305  
Deleted : 06/17/06 03:55:02PM  
FileSize : 49152 bytes (48 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE developments  
(88).msg

Index : 306  
Deleted : 06/17/06 03:55:02PM  
FileSize : 57344 bytes (56 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\developments .msg

Index : 292  
Deleted : 06/17/06 03:53:56PM  
FileSize : 28672 bytes (28 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Blum Deposition.msg

Index : 293  
Deleted : 06/17/06 03:53:56PM  
FileSize : 24576 bytes (24 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRM (53).msg

Index : 294  
Deleted : 06/17/06 03:53:56PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\food for thought.msg

Index : 295  
Deleted : 06/17/06 03:53:56PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Stein Decision.msg

Index : 296  
 Deleted : 06/17/06 03:53:56PM  
 FileSize : 16384 bytes (16 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\Kaminsky (54).msg

Index : 297  
 Deleted : 06/17/06 03:53:56PM  
 FileSize : 20480 bytes (20 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\taxes.msg

Index : 298  
 Deleted : 06/17/06 03:53:56PM  
 FileSize : 20480 bytes (20 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\Exhibits 177 179.ms

Index : 299  
 Deleted : 06/17/06 03:53:56PM  
 FileSize : 36864 bytes (36 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\RE Plaintiffs'  
 Proposed Special V  
 erdict Forms Response to Bridge Loan Inquiry.msg

Index : 300  
 Deleted : 06/17/06 03:53:56PM  
 FileSize : 16384 bytes (16 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\FW 1 26 01 Weiss Me  
 -- correcti  
 on 12 21 00 Memo.msg

Index : 301  
 Deleted : 06/17/06 03:55:02PM  
 FileSize : 20480 bytes (20 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\RE Valuation  
 Experts.msg

Index : 220  
 Deleted : 06/17/06 03:53:56PM  
 FileSize : 32768 bytes (32 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\RE Next Tuesday's  
 mediation (57).  
 msg

Index : 221  
 Deleted : 06/17/06 03:53:56PM  
 FileSize : 24576 bytes (24 KB)  
 FilePath : C:\Documents and Settings\TamieS\Desktop\RE digital send.ms

Index : 222  
Deleted : 06/17/06 03:53:56PM  
FileSize : 28672 bytes (28 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE Roadmap Request.

Index : 223  
Deleted : 06/17/06 03:53:56PM  
FileSize : 24576 bytes (24 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\FW Mediation Assistance.msg

Index : 224  
Deleted : 06/17/06 03:53:56PM  
FileSize : 24576 bytes (24 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE glynn info request.msg

Index : 225  
Deleted : 06/17/06 03:53:56PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE glynn info request (58).msg

Index : 226  
Deleted : 06/17/06 03:53:56PM  
FileSize : 28672 bytes (28 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE Damages Summary.

Index : 227  
Deleted : 06/17/06 03:53:56PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\RE L&V (59).msg

Index : 228  
Deleted : 06/17/06 03:53:56PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\Kaminsky (60).msg

Index : 229  
Deleted : 06/17/06 03:53:56PM  
FileSize : 24576 bytes (24 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\damages .msg

Index : 22  
Deleted : 06/17/06 03:14:18PM

FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRMCOLO\Board  
Minutes.msg

Index : 23  
Deleted : 06/17/06 03:14:18PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRMCOLO\Board  
Meeting.msg

Index : 24  
Deleted : 06/17/06 03:14:18PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRMCOLO\Biz Plan and  
Proformas (kinda).msg

Index : 22  
Deleted : 06/17/06 03:14:18PM  
FileSize : 20480 bytes (20 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRMCOLO\Board  
Minutes.msg

Index : 23  
Deleted : 06/17/06 03:14:18PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRMCOLO\Board  
Meeting.msg

Index : 24  
Deleted : 06/17/06 03:14:18PM  
FileSize : 16384 bytes (16 KB)  
FilePath : C:\Documents and Settings\TamieS\Desktop\DRMCOLO\Biz Plan and  
Proformas (kinda).msg